6829230/2023/SER-E-GAD01

GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

General Administration Department – Tribunal for Disciplinary Proceedings – The Andhra Pradesh Civil Services (Disciplinary Proceedings Tribunal) Act, 1960- Repealed - Matters connected therewith – Certain instructions – Orders – Issued.

GENERAL ADMINISTRATION (SERVICES-E) DEPARTMENT

G.O.Ms.No.3 Dated 04.01.2023.
Read the following:-

1. G.O.Ms.No.98, G.A.(SER.E) Dept., dated 18.08.2022.
2. An Act to repeal the Andhra Pradesh Civil Services (Disciplinary Proceedings Tribunal) Act, 1960 and to provide for matters connected therewith or incidental thereto, published in Andhra Pradesh Gazette, PART IV-B Extraordinary No.29, Amaravati, dated 22.12.2022.

ORDER:

In the G.O. first read above, certain orders were issued in pursuance of the Andhra Pradesh Civil Services (Disciplinary Proceedings Tribunal) (Repeal) Ordinance, 2022.

2. In the reference 2nd read above, the Act i.e. the Andhra Pradesh Civil Services (Disciplinary Proceedings Tribunal) (Repeal) Act, 2022 has been published in the Andhra Pradesh Gazette. According to the aforementioned Act, the following provisions have been issued:-

"1. (1) This Act may be called the Andhra Pradesh Civil Services (Disciplinary Proceedings Tribunal) (Repeal) Act, 2022.

(2) It shall be deemed to have come into force with effect from the 16th day of August, 2022.

2. (1) The Andhra Pradesh Civil Services (Disciplinary Proceedings Tribunal) Act, 1960 is hereby repealed.

Provided that such repeal shall not effect the previous operation of the repealed Act.

(2) From the date on which this Act comes into force, the Tribunal constituted under the repealed Act shall stand abolished and all cases pending before the said Tribunal on the said date shall stand transferred to the Commissionerate of Inquiries (COI) to continue the pending proceedings and shall be disposed of by it in accordance with the statutory rules governing conduct of the disciplinary proceedings in due compliance with principles of natural justice.

Provided that the disciplinary proceedings remaining inconclusive before the Tribunal and challenged before the Honorable courts for remaining inconclusive shall abide by the directions of the courts.

3. (1) If any difficulty arises in giving effect to the provisions of this Act, the State Government may, by order, do anything not inconsistent with the provisions of this Act as may appear to it to be necessary or expedient for removing the difficulty.

Provided that no such order shall be made after the expiry of two years from the date of commencement of this Act.

(P.T.O)

(2) Every order made under this Section shall be laid, as soon as may be after it is made, before each House of Legislature.

4. (1) The Andhra Pradesh Civil Services (Disciplinary Proceedings Tribunal) (Repeal) Ordinance, 2022 is hereby repealed.

(2) Notwithstanding such repeal, anything done or any action taken under the said ordinance shall be deemed to have been done or taken under this Act".

3. Government after careful examination of the matter and in pursuance of the Andhra Pradesh Civil Services (Disciplinary Proceedings Tribunal) (Repeal) Act, 2022, all the Special Chief Secretaries, Principal Secretaries, Secretaries, Ex-Officio Secretaries of the Departments of Secretariat, Andhra Pradesh Vigilance Commission, the Commissionerate of Inquires and the Director General, Anti-Corruption Bureau will take necessary further action in the matter accordingly.

4. This order is available in online and can be accessed at http://apegazette.cgg.gov.in.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

Dr POLA BHASKAR
SECRETARY TO GOVERNMENT (SERVICES & HRM)

To
All the Special Chief Secretaries, Principal Secretaries, Secretaries and Ex-Officio Secretaries of the Departments of Secretariat.
The Vigilance Commissioner, Andhra Pradesh Vigilance Commission, 5th Block, AP Secretariat, Velagapudi.
The Director General, Anti-Corruption Bureau, Andhra Pradesh, Vijayawada.
The Registrar, Commissionerate of Inquires, 5th Block, AP Secretariat, Velagapudi.
The Secretary, Andhra Pradesh Tribunal for Disciplinary Proceedings.

Copy to :-
The Principal Accountant General (Audit), Andhra Pradesh, Vijayawada.
The Principal Accountant General (A&E), Andhra Pradesh, Vijayawada.
The Law Department.
The General Administration (SC.F/COI) Department.
The Finance Department.
The Secretary, Andhra Pradesh Legislature.
The Learned Advocate General, Andhra Pradesh High Court Buildings, Amaravati.
The Special Chief Secretary to Governor, Raj Bhavan, Vijayawada.
The P.S. to Special Chief Secretary to Chief Minister.
The P.S. to Chief Secretary to Government.
The P.S. to Special Chief Secretary to Government, Finance Department.
The P.S. to Principal Secretary to Government (HR), Finance Department.
The P.S. to Secretary to Government (Services & HRM), General Administration Department.

FORWARDE BY ORDER

B.S.

SECTION OFFICER